

JCP REC'D PCT/AUTO 28 MAR 2001

09/743938

#3.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of:

Ralf Fuchs, et al.) Attorney Docket No.: 20981.010
Serial No.: 09/743,938)
Filed: January 17, 2001)
International Application No.: PCT/EP99/04914)
International Filing Date: July 13, 1999)
For: DEVICE FOR SIZING A YARN SHEET)

)

Charlotte, North Carolina, March 28, 2001

Assistant Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 USC 371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)

03/30/2001 ATTN:ANI 00000083 09743938
SII:

01 FC:154

130.00 OP

In response to the "Notification to File Missing Requirements Under 35 USC 371
in the United States Designated/Elected Office (DO/EO/US)" dated March 5, 2001, the
Applicant submits herewith the following:

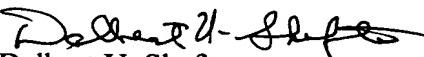
- (a) German Language Declaration and Power of Attorney, duly executed by inventors; and
- (b) A check in the amount of \$130.00 for surcharge under 37 CFR §1.492(e);

The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR §1.16; any patent application processing fees under 37 CFR §1.17 associated with the communication, or to credit any overpayment thereof, to Deposit

0207392.01
LIB:

Account No. 18-1215. The Commissioner is further hereby authorized to charge payment of any patent application processing fees under 37 CFR §1.17 and any filing fees under 37 CFR §1.16 for presentation of extra claims during pendency of this application, or to credit any overpayment thereof, to Deposit Account No. 18-1215. A duplicate copy of this letter is enclosed.

Respectfully submitted,

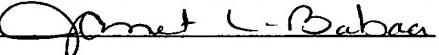

Dalbert U. Shefte
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Bank of America Corporate Center
Suite 4200
100 North Tryon Street
Charlotte, NC 28202-4006
(704) 331-7400
-Attorney for Applicant

CERTIFICATE OF MAILING:

"EXPRESS MAIL" MAILING LABEL NO. EL666920544US
DATE OF DEPOSIT March 28, 2001

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON, D.C. 20231.

TYPED NAME Janet L. Babaa

SIGNATURE 

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): Ralf Fuchs et al.

Docket No.

20981.010

Serial No.
09/743,938Filing Date
January 17, 2001

Examiner

Group Art Unit

Invention: DEVICE FOR SIZING A YARN SHEET

I hereby certify that the following correspondence:

Response to Notification of Missing Requirements Under 35 USC 371 in the United States Designated/Elected Office (DO/EO/US); German Language Declaration and Check: \$130.00*(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231

March 28, 2001*(Date)***Janet L. Babaa***(Typed or Printed Name of Person Mailing Correspondence)*
*(Signature of Person Mailing Correspondence)***EL666920544US***("Express Mail" Mailing Label Number)*

Note: Each paper must have its own certificate of mailing.

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): Ralf Fuchs et al.

Docket No.

20981.010

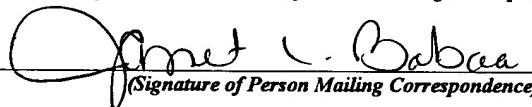
Serial No.
09/743,938Filing Date
January 17, 2001

Examiner

Group Art Unit

Invention: **DEVICE FOR SIZING A YARN SHEET**

I hereby certify that the following correspondence:

Assignment Cover Sheet; Assignment; Check: \$40.00*(Identify type of correspondence)*is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under
37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231March 28, 2001*(Date)***Janet L. Babaa***(Typed or Printed Name of Person Mailing Correspondence)*
*(Signature of Person Mailing Correspondence)***EL666920544US***("Express Mail" Mailing Label Number)*

Note: Each paper must have its own certificate of mailing.



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: ASSISTANT COMMISSIONER FOR PATENTS
Box PCT
Washington, D.C. 20231

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/743938	FUCHS	R 20981.010
DALBERT U SHEFTE KENNEDY COVINGTON LOBDELL & HICKMAN BANK OF AMERICA CORPORATE CENTER 100 NORTH TRYON STREET, SUITE 4200 CHARLOTTE, NC 28202 4006		INTERNATIONAL APPLICATION NO. PCT/EP99/04914
		I.A. FILING DATE 13 JUL 99 PRIORITY DATE 17 JUL 98 DATE MAILED: 05 MAR 2001

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

a Designated Office (37 CFR 1.494),
 an Elected Office (37 CFR 1.495):

U.S. Basic National Fee.

Copy of the international application in:

a non-English language.

English.

Translation of the international application into English.

Oath or Declaration of inventors(s) for DO/EO/US.

Copy of Article 19 amendments.

Translation of Article 19 amendments into English.

The International Preliminary Examination Report in English and its Annexes, if any.

Translation of Annexes to the International Preliminary Examination Report into English.

Preliminary amendment(s) filed _____ and _____

Information Disclosure Statement(s) filed 17 JAN 2001 and _____

Assignment document.

Power of Attorney and/or Change of Address.

Substitute specification filed _____

Verified Statement Claiming Small Entity Status.

Priority Document.

Copy of the International Search Report and copies of the references cited therein.

Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a large entity small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY 21 OR 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR. 494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice **MUST be returned with this response.**

Enclosed:

PCT/DO/EO/917

Notice of Defective Translation

PTO-875

FORM PCT/DO/EO/905 (December 1997)

Winston M Alvarado

Telephone: 703-305-6421

RECEIVED

MAR 08 2001

KENNEDY, COVINGTON
LOBDELL, & HICKMAN

DOCKETED
for April 5, 2001
SMC